

Energy (Resilience Measures and Miscellaneous Amendments) Bill

Bill No. /2021.

Read the first time on .

A BILL

i n t i t u l e d

An Act to amend the Energy Market Authority of Singapore Act 2001, the Electricity Act 2001 and the Gas Act 2001, and to make related amendments to the District Cooling Act 2001.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act is the Energy (Resilience Measures and Miscellaneous Amendments) Act 2021 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

5 Amendments to Energy Market Authority of Singapore Act

2. The Energy Market Authority of Singapore Act 2001 is amended —

(a) by repealing section 12 and substituting the following section:

10 “Power to borrow

12.—(1) The Authority cannot raise loans for the performance of its functions under this Act or any other Act administered by the Authority except in accordance with this section.

15 (2) Subject to subsection (3), the Authority may raise loans by —

(a) mortgage, overdraft or other means, with or without security;

20 (b) charge, whether legal or equitable, on any property vested in the Authority or on any other revenue receivable by the Authority under this Act or any other written law; or

25 (c) the creation and issue of debentures or bonds, or such other instrument as the Minister may approve.

(3) The Authority may raise loans under subsection (2) —

(a) from the Government; or

30 (b) with the approval of the Minister, from another source, whether in or outside Singapore.

(4) For the purposes of this section, the power to raise loans includes the power to enter into any financial agreement or arrangement under which credit facilities are granted to the Authority for the purchase of goods or services.”; and

(b) by inserting, immediately after paragraph 1 of the Second Schedule, the following paragraph:

“**1A.** To construct, acquire (whether by purchase, lease or otherwise), develop, manage (including by leasing out for use) or operate any movable or immovable property as the Authority considers necessary for the discharge of its functions and duties.”.

Amendments to Electricity Act

3. The Electricity Act 2001 is amended —

(a) by deleting the words “is, in accordance with this Act, eligible to purchase” in the definition of “contestable consumer” in section 2 and substituting the words “, in accordance with this Act, purchases”;

(b) by inserting, immediately after the definition of generation licensee” in section 2, the following definition:

““greenhouse gas” has the meaning given by section 2(1) of the Carbon Pricing Act 2018;”;

(c) by deleting the definition of “market participant” in section 2 and substituting the following definition:

““market participant” means a person —

(a) authorised by an electricity licence; and

(b) registered in accordance with the market rules,

to trade in any wholesale electricity market, and includes —

(c) a transmission licensee;

(d) the Authority;

- (e) any entity wholly-owned by the Authority that engages in the generation of electricity but is exempt under section 8 from the requirement of a generation licence; and
- 5 (f) any department of the Government which generates electricity before 1st April 2001;”;
- (d) by deleting the word “and” in paragraph (d) of the definition of “market support services” in section 2;
- (e) by inserting, immediately after paragraph (e) of the definition of “market support services” in section 2, the following paragraph:
- 10 “(f) the inspection of electrical installations to assess their safety;”;
- (f) by re-numbering section 2 as subsection (1) of that section, and inserting immediately thereafter the following subsection:
- 15 “(2) For the purposes of this Act, where a transmission licensee uses any generating unit (including any energy storage system) for, or for purposes connected with, its transmission of electricity, then, despite any production of electricity from the generating unit for, or for purposes connected with, its transmission of electricity, the transmission licensee is not regarded as generating electricity to the extent of that use.”;
- 20
- (g) by inserting, immediately after paragraph (c) of section 3(3), the following paragraph:
- 25 “(ca) to implement (whether through regulation or otherwise) policies, strategies, measures, standards or any other requirements on any matter for or connected with the reduction in emission of any greenhouse gas in the import, export, generation, transmission or supply of electricity;”;
- 30
- (h) by inserting, immediately after paragraph (e) of section 3(3), the following paragraph:

- “(ea) in connection with any purpose under paragraph (a), to construct, acquire (whether by purchase, lease or otherwise), develop, manage (including by leasing out for use) or operate —
- 5 (i) any generating unit (including any energy storage system);
- (ii) any or any part of a generating station;
- 10 (iii) any of the following (whether in or outside Singapore) for or in connection with the import of electricity to, or the export of electricity from, Singapore:
- (A) any or any part of an electrical installation;
- (B) any or any part of an electric line;
- 15 (C) any generating unit (including any energy storage system);
- (D) any or any part of a generating station;”;
- (i) by inserting, immediately after subsection (1) of section 6, the following subsection:
- 20 “(1A) The requirement of an electricity licence in subsection (1) for a person engaging in the generation of electricity does not apply to the Authority.”;
- (j) by deleting the words “, with the approval of the Minister,” in section 9(1);
- 25 (k) by inserting, immediately after subsection (2) of section 16, the following subsection:
- 30 “(2A) A code of practice issued or approved under this section may require the reduction of any emission of any greenhouse gas in the import, export, generation, transmission and supply of electricity, whether through importing from any source, or the use of any resource,

methodology or technology, or the imposition of any emission standard, or otherwise.”;

(*l*) by deleting the words “Part 7” in section 28(3)(*b*) and substituting the words “Parts 7 and 9”;

5 (*m*) by repealing section 53A;

(*n*) by inserting, immediately after subsection (10) of section 80, the following subsections:

10 “(11) This section applies to any infrastructure (including cable pipe-blocks and tunnels) housing or intended to house any transmission electricity cable which belongs to or which is under the management or control of an electricity licensee, as it applies to any high voltage electricity cable which belongs to or which is under the management or control of an electricity licensee.

15 (12) In this section, “transmission electricity cable” means an electricity cable used for the transmission of electricity at 66 kilovolts or higher.”;

(*o*) by inserting, immediately after subsection (6) of section 85, the following subsections:

20 “(7) This section applies to any infrastructure (including cable pipe-blocks and tunnels) housing or intended to house any transmission electricity cable which belongs to or which is under the management or control of an electricity licensee, as it applies to any electrical plant or
25 electricity cable which is part of a transmission system that belongs to or that is under the management or control of an electricity licensee.

(8) In this section, “transmission electricity cable” has the same meaning as in section 80.”;

30 (*p*) by inserting, immediately after section 94, the following section:

“Effect of winding up, etc.

94A. Without affecting section 219 of the Insolvency, Restructuring and Dissolution Act 2018, where a winding up order has been made or a provisional liquidator has been appointed under that Act in respect of an electricity licensee or an entity wholly-owned by the Authority that is a market participant, any payment security or other security deposit provided by the electricity licensee or entity to the Market Company, a transmission licensee or a market support services licensee may be drawn down to the extent of the services provided to the electricity licensee or entity by the Market Company, transmission licensee or market support services licensee and remaining unpaid at the time of the draw down.”; and

(a) by inserting, immediately after section 103, the following sections:

“Incorporation by reference

103A.—(1) The regulations made under this Act may apply, adopt or incorporate by reference —

(a) wholly or partially;

(b) with or without any addition, omission or substitution; or

(c) specifically or by reference,

any code of practice, standard, requirement, specification or other document that relates to any subject matter of any regulations made under this Act (called in this section the material), as in force or published at a particular time or as in force or published from time to time.

(2) The material mentioned in subsection (1) may be material issued by the Authority, or material issued by any standards setting organisation, or other organisation or person.

(3) Any material applied, adopted or incorporated in the regulations by reference under subsection (1) is to be treated for all purposes as forming part of the regulations.

5 (4) Unless otherwise provided in the regulations, where the material is applied, adopted or incorporated by reference as in force or published from time to time, every amendment to the material that is made by the organisation or person that issued the material is to be treated as being a part of those regulations.

10 (5) Where any material is applied, adopted or incorporated by reference in any provision of any regulations, the Authority must give notice in the *Gazette* stating —

15 (a) that the material is applied, adopted or incorporated in the regulations, and the date from which the material is so applied, adopted or incorporated;

20 (b) that the material is available for inspection, free of charge, and the place at which such material may be inspected;

(c) that copies of the material can be purchased, and the place where the material can be purchased; and

25 (d) if copies of the material are available in other ways, the details of where or how the material can be accessed or obtained.

30 (6) In addition, the Authority must cause a copy of every material applied, adopted or incorporated in the regulations by reference under subsection (1), to be made available for inspection by members of the public without charge at any of its offices during normal office hours.

(7) To avoid doubt, any part of the material that is not applied, adopted or incorporated by reference in the regulations under subsection (1) has no legislative effect.

Advisory guidelines

103B.—(1) The Authority may issue advisory guidelines for the purposes of providing practical guidance or certainty in respect of any one or more requirements imposed by or under this Act.

(2) The Authority may consult with such person as the Authority thinks fit for the purpose of preparing any advisory guidelines under subsection (1).

(3) The advisory guidelines may —

(a) be of general or specific application; or

(b) specify that different provisions of the advisory guidelines apply to different circumstances, or are applicable to different persons or classes of persons.

(4) The Authority may amend or revoke the whole or part of any advisory guidelines issued under subsection (1).

(5) Advisory guidelines issued or amended under this section do not have any legislative effect.

(6) Where, in any administrative proceedings commenced in connection with this Act, any provision in this Act to which any advisory guidelines issued under subsection (1) relate are alleged to have been contravened, then —

(a) compliance with such guidelines; or

(b) a contravention of or failure to comply with, whether by act or omission, such guidelines,

may be relied upon by any party to those proceedings as tending to negative or establish the contravention which is in question in those proceedings.”

Amendments to Gas Act

4. The Gas Act 2001 is amended —

- (a) by deleting the words “, with the approval of the Minister,” in section 7(3);
- (b) by deleting subsection (4) of section 29 and substituting the following subsections:

- 5 “(4) The gas transporter must —
- (a) establish and implement a programme for the regular and periodic inspections of any part of a gas installation or any part of a gas service pipe linking a gas service isolation valve to the gas installation, by the gas transporter or a person prescribed under subsection (3);
- 10 (b) where any inspection is the responsibility of any person prescribed under subsection (3), notify the person of the person’s responsibility to ensure that the inspection is carried out; and
- 15 (c) where any maintenance, repair or renewal is necessary following any inspection by the gas transporter or the person notified under paragraph (b), require the person to ensure that the maintenance, repair or renewal is carried out.

20 (5) Where any person prescribed under subsection (3) is responsible under subsection (4)(b) or (c) for ensuring that any inspection, maintenance, repair or renewal is carried out, the inspection, maintenance, repair or renewal is to be carried out at the expense of the person.

25 (6) Any person prescribed under subsection (3) who fails to carry out the person’s responsibility under subsection (4)(b) or (c) shall be guilty of an offence.”;

- 30 (c) by inserting, immediately after subsection (9) of section 32, the following subsection:

“(10) This section applies to any infrastructure (including valve chambers, pipe jacking sleeves, concrete casings and rock armour) housing or intended to house any gas transmission pipeline, as it applies to any gas plant

or gas pipe in a gas pipeline network owned by, or under the management or control of, a gas transporter.”;

(d) by inserting, immediately after subsection (6) of section 32A, the following subsection:

5 “(7) This section applies to any infrastructure (including
valve chambers, pipe jacking sleeves, concrete casings
and rock armour) housing or intended to house any gas
transmission pipeline, as it applies to any gas plant or gas
10 pipe which is part of a gas pipeline network owned by, or
under the management or control of, a gas transporter.”;

(e) by deleting paragraphs (a) and (b) of section 32B and substituting the following paragraphs:

 “(a) does any act, or permits or causes any act to be
done, which damages or is likely to damage —

15 (i) any submarine gas pipeline in the territorial
waters of Singapore that is owned by, or
under the management or control of, a gas
licensee; or

 (ii) any infrastructure (including valve
20 chambers, pipe jacking sleeves, concrete
casings and rock armour) housing or
intended to house any submarine gas
pipeline in the territorial waters of
Singapore; or

25 (b) omits to do anything required to prevent any
damage to such submarine gas pipeline or
infrastructure,”;

(f) by deleting the words “Part 7” in section 33(3) and substituting the words “Parts 7 and 9”;

30 (g) by repealing section 72A;

(h) by deleting sub-paragraph (ii) of section 96(2)(r) and substituting the following sub-paragraph:

“(ii) gas installations or gas service pipes, including —

- 5 (A) the person that a gas transporter or person prescribed under section 29(3) must engage to carry out the inspection, maintenance, repair or renewal;
- 10 (B) any information or document to be submitted in connection with the inspection, maintenance, repair or renewal, by whom and to whom the information or document must be submitted and the time for the submission; and
- 15 (C) the recovery of costs incurred by a gas transporter in connection with the inspection, maintenance, repair or renewal;”;

20 (i) by inserting, immediately after section 96, the following sections:

“Incorporation by reference

96A.—(1) The regulations made under this Act may apply, adopt or incorporate by reference —

- 25 (a) wholly or partially;
- (b) with or without any addition, omission or substitution; or
- (c) specifically or by reference,

30 any code of practice, standard, requirement, specification or other document that relates to any subject matter of any regulations made under this Act (called in this section the material), as in force or published at a particular time or as in force or published from time to time.

(2) The material mentioned in subsection (1) may be material issued by the Authority, or material issued by any standards setting organisation, or other organisation or person.

5 (3) Any material applied, adopted or incorporated in the regulations by reference under subsection (1) is to be treated for all purposes as forming part of the regulations.

10 (4) Unless otherwise provided in the regulations, where the material is applied, adopted or incorporated by reference as in force or published from time to time, every amendment to the material that is made by the organisation or person that issued the material is to be treated as being a part of those regulations.

15 (5) Where any material is applied, adopted or incorporated by reference in any provision of any regulations, the Authority must give notice in the *Gazette* stating —

20 (a) that the material is applied, adopted or incorporated in the regulations, and the date from which the material is so applied, adopted or incorporated;

(b) that the material is available for inspection, free of charge, and the place at which such material may be inspected;

25 (c) that copies of the material can be purchased, and the place where the material can be purchased; and

30 (d) if copies of the material are available in other ways, the details of where or how the material can be accessed or obtained.

(6) In addition, the Authority must cause a copy of every material applied, adopted or incorporated in the regulations by reference under subsection (1), to be made available for inspection by members of the public without charge at any of its offices during normal office hours.

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(7) To avoid doubt, any part of the material that is not applied, adopted or incorporated by reference in the regulations under subsection (1) has no legislative effect.

Advisory guidelines

5 **96B.**—(1) The Authority may issue advisory guidelines for the purposes of providing practical guidance or certainty in respect of any one or more requirements imposed by or under this Act.

10 (2) The Authority may consult with such person as the Authority thinks fit for the purpose of preparing any advisory guidelines under subsection (1).

(3) The advisory guidelines may —

- 15 (a) be of general or specific application; or
 (b) specify that different provisions of the advisory guidelines apply to different circumstances, or are applicable to different persons or classes of persons.

20 (4) The Authority may amend or revoke the whole or part of any advisory guidelines issued under subsection (1).

(5) Advisory guidelines issued or amended under this section do not have any legislative effect.

25 (6) Where, in any administrative proceedings commenced in connection with this Act, any provision in this Act to which any advisory guidelines issued under subsection (1) relate are alleged to have been contravened, then —

- 30 (a) compliance with such guidelines; or
 (b) a contravention of or failure to comply with, whether by act or omission, such guidelines,

may be relied upon by any party to those proceedings as tending to negative or establish the contravention which is in question in those proceedings.”.

Related amendments to District Cooling Act

5. The District Cooling Act 2001 is amended —

(a) by deleting the words “Part 7” in section 21(3) and substituting the words “Parts 7 and 9”; and

5 (b) by inserting, immediately after section 45, the following sections:

“Incorporation by reference

46.—(1) The regulations made under this Act may apply, adopt or incorporate by reference —

10 (a) wholly or partially;

(b) with or without any addition, omission or substitution; or

(c) specifically or by reference,

15 any code of practice, standard, requirement, specification or other document that relates to any subject matter of any regulations made under this Act (called in this section the material), as in force or published at a particular time or as in force or published from time to time.

20 (2) The material mentioned in subsection (1) may be material issued by the Authority, or material issued by any standards setting organisation, or other organisation or person.

25 (3) Any material applied, adopted or incorporated in the regulations by reference under subsection (1) is to be treated for all purposes as forming part of the regulations.

30 (4) Unless otherwise provided in the regulations, where the material is applied, adopted or incorporated by reference as in force or published from time to time, every amendment to the material that is made by the organisation or person that issued the material is to be treated as being a part of those regulations.

(5) Where any material is applied, adopted or incorporated by reference in any provision of any regulations, the Authority must give notice in the *Gazette* stating —

- 5 (a) that the material is applied, adopted or incorporated in the regulations, and the date from which the material is so applied, adopted or incorporated;
- 10 (b) that the material is available for inspection, free of charge, and the place at which such material may be inspected;
- (c) that copies of the material can be purchased, and the place where the material can be purchased; and
- 15 (d) if copies of the material are available in other ways, the details of where or how the material can be accessed or obtained.

(6) In addition, the Authority must cause a copy of every material applied, adopted or incorporated in the regulations by reference under subsection (1), to be made available for inspection by members of the public without charge at any of its offices during normal office hours.

(7) To avoid doubt, any part of the material that is not applied, adopted or incorporated by reference in the regulations under subsection (1) has no legislative effect.

Advisory guidelines

30 **47.—**(1) The Authority may issue advisory guidelines for the purposes of providing practical guidance or certainty in respect of any one or more requirements imposed by or under this Act.

(2) The Authority may consult with such person as the Authority thinks fit for the purpose of preparing any advisory guidelines under subsection (1).

(3) The advisory guidelines may —

(a) be of general or specific application; or

5 (b) specify that different provisions of the advisory guidelines apply to different circumstances, or are applicable to different persons or classes of persons.

(4) The Authority may amend or revoke the whole or part of any advisory guidelines issued under subsection (1).

10 (5) Advisory guidelines issued or amended under this section do not have any legislative effect.

15 (6) Where, in any administrative proceedings commenced in connection with this Act, any provision in this Act to which any advisory guidelines issued under subsection (1) relate are alleged to have been contravened, then —

(a) compliance with such guidelines; or

(b) a contravention of or failure to comply with, whether by act or omission, such guidelines,

20 may be relied upon by any party to those proceedings as tending to negative or establish the contravention which is in question in those proceedings.”.

EXPLANATORY STATEMENT

This Bill seeks to amend the Energy Market Authority of Singapore Act, the Electricity Act and the Gas Act —

(a) to safeguard energy security (in particular, the reliability, availability and continuity of the supply of electricity) by enabling the Energy Market Authority of Singapore (Authority) to construct, acquire and manage electricity infrastructure required for the import, export or generation of electricity;

- (b) to enable the Authority to implement policies to reduce the emission of greenhouse gases in the import, export, generation, transmission or supply of electricity;
- (c) to enhance protection of critical electricity and gas infrastructure; and
- (d) to make various technical amendments.

This Bill also makes related amendments to the District Cooling Act.

Clause 1 relates to the short title and commencement.

Clause 2 amends the Energy Market Authority of Singapore Act.

Clause 2(a) repeals and re-enacts section 12 to update the borrowing powers of the Authority.

Clause 2(b) inserts a new paragraph 1A in the Second Schedule to expand the powers of the Authority to enable the Authority to, among other things, construct, acquire or manage property that the Authority considers necessary for the discharge of its functions and duties.

Clause 3 amends the Electricity Act.

Clause 3(a) amends the definition of “contestable consumer” in section 2 to remove the reference to eligibility to purchase, as a consumer no longer needs to satisfy eligibility criteria under section 41(1) in order to purchase electricity from a retail electricity licensee, or directly or indirectly from any wholesale electricity market.

Clause 3(b) inserts a new definition of “greenhouse gas” in section 2.

Clause 3(c) amends the definition of “market participant” to allow the Authority and any entity wholly-owned by the Authority that engages in the generation of electricity, to trade in a wholesale market even though they are not electricity licensees.

Clause 3(d) and (e) amends the definition of “market support services” to include (as a market support service) safety inspections of electrical installations.

Clause 3(f) re-numbers section 2 as subsection (1) of section 2, and inserts a new subsection (2), to provide that a transmission licensee is not regarded as generating electricity when it uses a generating unit (including an energy storage system) for, or for purposes connected with, its transmission of electricity, even though electricity is generated in the course of that use.

Clause 3(g) inserts a new paragraph (ca) in section 3(3), to confer on the Authority the function of implementing policies targeted at reducing the emission of greenhouse gases in the import, export, generation, transmission or supply of electricity.

Clause 3(h) inserts a new paragraph (ea) in section 3(3), to confer on the Authority the functions of, among other things, constructing, acquiring and

managing generating units (including energy storage systems) and generating stations as a means of carrying out its functions under section 3(3)(a) of protecting consumers' interests with regard to, in particular, the reliability, availability and continuity of the supply of electricity.

Clause 3(i) inserts a new subsection (1A) in section 6 to provide that the Authority is not required to obtain an electricity licence to engage in the generation of electricity.

Clause 3(j) amends section 9(1) to remove the requirement of the approval of the Minister (Trade and Industry) (Minister) for the grant or extension of electricity licences.

Clause 3(k) inserts a new subsection (2A) in section 16 to enable codes of practices to be issued by the Authority to provide for the reduction in emission of greenhouse gases in the import, export, generation, transmission and supply of electricity.

Clause 3(l) amends section 28(3)(b) to enable regulations to be made to apply, omit or modify the provisions in Part 9 of the Insolvency, Restructuring and Dissolution Act 2018 (in addition to the provisions in Part 7 of that Act), in connection with special administration orders issued under the Electricity Act.

Clause 3(m) repeals section 53A, which is replaced by the new section 103B inserted by clause 3(q).

Clause 3(n) and (o) amends sections 80 and 85, respectively, to expand the scope of those sections to infrastructure housing or intended to house transmission electricity cables belonging to or which are under the management or control of an electricity licensee, to protect the infrastructure from damage.

Clause 3(p) inserts a new section 94A to make it clear that the Market Company, a transmission licensee or a market support services licensee remains entitled to draw down from any security deposit provided by an electricity licensee, any amount owing by the electricity licensee to the Market Company, transmission licensee or market support services licensee, despite an order for winding up having been made or a provisional liquidator having been appointed in respect of the electricity licensee.

Clause 3(q) inserts new sections 103A and 103B.

The new section 103A enables the Authority to apply, adopt or incorporate by reference in regulations any code of practice, standard, requirement, specification or other document relating to any subject matter of any regulations made under the Electricity Act, whether as in force at a particular point in time or as may be amended from time to time.

The new section 103B provides for the Authority to issue advisory guidelines to provide practical guidance or certainty as to compliance with requirements

imposed by or under the Electricity Act, and for the effect of such advisory guidelines.

Clause 4 amends the Gas Act.

Clause 4(a) amends section 7(3) to remove the requirement of the approval of the Minister for the grant or extension of gas licences.

Clause 4(b) deletes and substitutes subsection (4) of section 29, and inserts new subsections (5) and (6). The new subsections (4) and (5) more clearly set out the obligations and duties of the gas transporter in establishing and implementing a programme for the regular and periodic inspections of any part of a gas installation or any part of a gas service pipe linking a gas service isolation valve to the gas installation. Where the gas transporter notifies a person prescribed under section 29(3) to carry out the inspection, or requires the person to carry out any maintenance, repair or renewal that the gas transporter or person has identified to be necessary, it is an offence under the new subsection (6) for the person to fail to ensure that the inspection, maintenance, repair or renewal (as the case may be) is carried out.

Clause 4(c), (d) and (e) amends sections 32, 32A and 32B, respectively, to expand the scope of those sections to infrastructure housing or intended to house any gas transmission pipeline or submarine gas pipeline, as the case may be, to protect the infrastructure from damage.

Clause 4(f) amends section 33(3) to enable regulations to be made to apply, omit or modify the provisions in Part 9 of the Insolvency, Restructuring and Dissolution Act 2018 (in addition to the provisions in Part 7 of that Act), in connection with special administration orders issued under the Gas Act.

Clause 4(g) repeals section 72A, which is replaced by the new section 96B inserted by clause 4(i).

Clause 4(h) deletes and substitutes sub-paragraph (ii) of section 96(2)(r) to expand the power to make regulations under that provision to include matters relating to the person who must be engaged to carry out any inspection, maintenance, repair or renewal under section 29, and the submission of information and documents in connection with inspections, maintenance, repairs and renewals.

Clause 4(i) inserts new sections 96A and 96B.

The new section 96A enables the Authority to apply, adopt or incorporate by reference in regulations any code of practice, standard, requirement, specification or other document relating to any subject matter of any regulations made under the Gas Act, whether as in force at a particular point in time or as may be amended from time to time.

The new section 96B provides for the Authority to issue advisory guidelines to provide practical guidance or certainty as to compliance with requirements imposed by or under the Gas Act, and for the effect of such advisory guidelines.

Clause 5 amends the District Cooling Act.

Clause 5(a) amends section 21(3) to enable regulations to be made to apply, omit or modify the provisions in Part 9 of the Insolvency, Restructuring and Dissolution Act 2018 (in addition to the provisions in Part 7 of that Act), in connection with special administration orders issued under the District Cooling Act.

Clause 5(b) inserts new sections 46 and 47.

The new section 46 enables the Authority to apply, adopt or incorporate by reference in regulations any code of practice, standard, requirement, specification or other document relating to any subject matter of any regulations made under the District Cooling Act, whether as in force at a particular point in time or as may be amended from time to time.

The new section 47 provides for the Authority to issue advisory guidelines to provide practical guidance or certainty as to compliance with requirements imposed by or under the District Cooling Act, and for the effect of such advisory guidelines.

EXPENDITURE OF PUBLIC MONEY

This Bill will not involve the Government in any extra financial expenditure.
